

1 *E-Filed 11/18/11*

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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 SIERRA BAY CONTRACTORS, INC., No. C 10-04611 RS

12 v. Plaintiff,

13 CASE MANAGEMENT
14 SCHEDULING ORDER

15 WESTCHESTER SURPLUS LINES
16 INSURANCE COMPANY, and DOES 1
through 50, inclusive

17 Defendants.

18 _____/
19 WESTCHESTER SURPLUS LINES
INSURANCE CO.,

20 v. Third-Party Plaintiff,

21 ASPEN SPECIALITY INSURANCE
CO., et al,

22 Third-Party Defendants.

23 _____/
24 Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, the parties attended a Case
Management Conference on November 17, 2011. After considering the Joint Case Management

1 Statement submitted by the parties and consulting with the attorneys of record for the parties and
2 good cause appearing, IT IS HEREBY ORDERED THAT:

3 1. ALTERNATIVE DISPUTE RESOLUTION.

4 MEDIATION. The parties have agreed to participate in mediation with Bruce Edwards on
5 December 2, 2011. The parties shall promptly notify the Court whether the case is resolved at the
6 mediation.

7 2. DISCOVERY.

8 On or before October 12, 2012, all non-expert discovery shall be completed by the parties.
9 Discovery shall be limited as follows: (a) ten (10) non-expert depositions per party; (b) twenty-five
10 (25) interrogatories per party, including all discrete subparts; (c) a reasonable number of requests
11 for production of documents or for inspection per party; and (d) a reasonable number of requests for
12 admission per party.

13 3. EXPERT WITNESSES. The disclosure and discovery of expert witness opinions shall
14 proceed as follows:

15 A. On or before October 19, 2012, plaintiff shall disclose expert testimony and reports in
16 accordance with Federal Rule of Civil Procedure 26(a)(2).

17 B. On or before November 16, 2012, defendant shall disclose expert testimony and reports
18 in accordance with Federal Rule of Civil Procedure 26(a)(2).

19 C. On or before November 30, 2012, all discovery of expert witnesses pursuant to Federal
20 Rule of Civil Procedure 26(b)(4) shall be completed.

21 4. PRETRIAL MOTIONS. All pretrial motions must be filed and served pursuant to Civil
22 Local Rule 7. All pretrial motions shall be heard no later than December 6, 2012.

23 5. PRETRIAL STATEMENTS. At a time convenient to both, counsel shall meet and
24 confer to discuss preparation of a joint pretrial statement, and on or before January 17, 2013,
25 counsel shall file a Joint Pretrial Statement.

1 6. PRETRIAL CONFERENCE. The final pretrial conference will be held on **January 31,**
2 **2013, at 10:00 a.m.**, in Courtroom 3, 17th Floor, United States Courthouse, 450 Golden Gate
3 Avenue, San Francisco, California. Each party or lead counsel who will try the case shall attend
4 personally.

5 7. TRIAL DATE. Trial shall commence on **February 11, 2013, at 9:00 a.m.**, in
6 Courtroom 3, 17th Floor, United States Courthouse, 450 Golden Gate Avenue, San Francisco,
7 California.

9 || IT IS SO ORDERED.

DATED: 11/18/11


RICHARD SEEBOORG
United States District Judge

CASE MANAGEMENT SCHEDULING ORDER